

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

EDGAR UMANSOR,

Case No. 2:23-cv-00482-APG-EJY

Plaintiff,

**ORDER**

v.

SCALLY, *et al.*,

Defendants.

On March 31, 2023, Plaintiff submitted an incomplete application to proceed *in forma pauperis* (“IFP”) together with a Civil Rights Complaint under 42 U.S.C. § 1983. ECF Nos. 2, 2-1. Plaintiff fails to include a financial certificate signed by a prison or jail official and his inmate trust fund account statement for the previous six-month period. Even if Plaintiff has not been at the Nevada Department of Corrections facility a full six-month period, Plaintiff must still submit a financial statement and an inmate account statement for the dates he has been at the facility. U.S.C. § 1915(a)(2); Local Rule LSR 1-2.

To apply for *in forma pauperis* status, the inmate must submit **all three** of the following documents to the Court:

- (1) a completed **Application to Proceed in Forma Pauperis for Inmate**, on this Court’s approved form (i.e. pages 1 through 3 with the inmate’s two signatures on page 3),
- (2) a **Financial Certificate** properly signed by both the inmate and a prison or jail official (i.e. page 4 of this Court’s approved form), and
- (3) a copy of the **inmate’s prison or jail trust fund account statement for the previous six-month period**.

*Id.*

Accordingly, IT IS HEREBY ORDERED that Plaintiff’s application to proceed *in forma pauperis* (ECF No. 2) is DENIED without prejudice.

IT IS FURTHER ORDERED that on or before **May 10, 2023**, Plaintiff must either pay the \$402 filing fee for a civil action or file with the Court: (1) a complete **Application to Proceed in**

1 **Forma Pauperis for Inmate** on the Court's approved form; (2) a **Financial Certificate** properly  
2 signed by both the inmate and a prison or jail official; and (3) a copy of the **inmate's prison or jail**  
3 **trust fund account statement for the previous six-month period.**

4 IT IS FURTHER ORDERED that the Clerk of the Court must send Plaintiff the approved  
5 form application to proceed *in forma pauperis* for inmate along with the information and instructions  
6 for filing the same.

7 IT IS FURTHER ORDERED that failure to either pay the \$402 filing fee or file a complete  
8 application to proceed *in forma pauperis* on or before **May 10, 2023**, will result in a recommendation  
9 to dismiss this action **without prejudice**. A dismissal without prejudice allows Plaintiff to file his  
10 case with the Court, under a new case number, when he is able to comply with LSR 2-1 and file a  
11 complete application to proceed *in forma pauperis* or pay the required filing fee.

12 IT IS FURTHER ORDERED that the Court will retain Plaintiff's Complaint (ECF No. 2-1),  
13 but will not file it at this time.

14 DATED this 7th day of April, 2023.

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16 ELAYNA J. YOUCHAK  
17 UNITED STATES MAGISTRATE JUDGE  
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